

## CHAPTER 84

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**EDUCATION - POSTSECONDARY**


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## HOUSE BILL 20-1108

BY REPRESENTATIVE(S) McLachlan, Buckner, Catlin, Esgar, Exum, Gray, Lontine, McCluskie, Roberts, Valdez D., Weissman;  
also SENATOR(S) Coram, Bridges, Crowder, Moreno, Rankin, Story, Tate, Todd.

**AN ACT****CONCERNING THE COMPOSITION OF THE BOARD OF TRUSTEES FOR FORT LEWIS COLLEGE.**

*Be it enacted by the General Assembly of the State of Colorado:*

**SECTION 1.** In Colorado Revised Statutes, 23-52-102, **amend** (1)(a) introductory portion, (2), (3), and (4) as follows:

**23-52-102. Board of trustees - creation - members - powers - duties.**

(1) (a) Effective July 1, 2002, there is established the board of trustees for Fort Lewis college, referred to in this ~~article~~ ARTICLE 52 as the "board of trustees" OR "BOARD", which ~~shall consist~~ CONSISTS of ~~nine~~ ELEVEN members and ~~shall be~~ IS the governing authority for Fort Lewis college. The board of trustees ~~shall be, and is hereby declared to be,~~ a body corporate and, as such and by the names designated in this section, may:

(2) (a) The governor shall appoint, ~~on or before August 1, 2002,~~ with the consent of the senate, ~~seven~~ NINE members of the board of trustees.

(b) ~~Members initially appointed to the board of trustees shall have the authority to act on behalf of the board of trustees prior to obtaining confirmation by the senate. The members first appointed to said board shall take office on or before August 1, 2002. Appointments of members to take office on or before August 1, 2002, shall be made so that two members of the board have terms expiring on January 1, 2004, two members of the board have terms expiring on January 1, 2005, two members of the board have terms expiring on January 1, 2006, and one member of the board has a term expiring on January 1, 2007; thereafter, the terms of said seven members of the board of trustees shall be four years. Notwithstanding any other provision of this section~~ The term of each member serving on the board of

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*Capital letters or bold & italic numbers indicate new material added to existing law; dashes through words or numbers indicate deletions from existing law and such material is not part of the act.*

trustees as of ~~May 26, 2006, shall be extended to expire~~ THE EFFECTIVE DATE OF THIS SUBSECTION (2), AS AMENDED, EXPIRES on December 31 of the calendar year in which the member's appointed term would otherwise expire.

(c) THE GOVERNOR SHALL APPOINT THE EIGHTH AND NINTH MEMBERS OF THE BOARD SO THAT THE MEMBERS TAKE OFFICE ON OR BEFORE ~~SEPTEMBER 1, 2020~~. SUCH MEMBERS HAVE THE AUTHORITY TO ACT ON BEHALF OF THE BOARD OF TRUSTEES PRIOR TO OBTAINING CONFIRMATION BY THE SENATE. ~~OF THE MEMBERS TAKING OFFICE PURSUANT TO THIS SUBSECTION (2)(c), ONE MEMBER HAS A TERM EXPIRING ON JANUARY 1, 2023, AND ONE MEMBER HAS A TERM EXPIRING ON JANUARY 1, 2025. THEREAFTER, THE TERMS OF THE EIGHTH AND NINTH MEMBERS OF THE BOARD OF TRUSTEES ARE FOUR YEARS.~~

(d) EXCEPT AS OTHERWISE PROVIDED IN SUBSECTION (2)(c) OF THIS SECTION, members appointed on or after January 1, 2007, ~~shall~~ serve terms of up to four years, expiring on December 31 of the third calendar year following the calendar year in which the member is appointed. For terms ending on or after December 31, 2006, the governor shall appoint a succeeding member on or before March 1 immediately following the expiration of the term. Each trustee following the initial appointments shall hold office for the term for which the trustee is appointed and until the trustee's successor is appointed and confirmed by the senate.

(e) Of the ~~seven~~ NINE members appointed by the governor:

(I) No more than ~~four~~ ~~shall~~ FIVE MEMBERS MAY be from any one political party; ~~and no more or less than~~

(II) AT LEAST ONE MEMBER MUST BE AN ENROLLED MEMBER OF A FEDERALLY RECOGNIZED NATIVE AMERICAN TRIBE; AND

(III) AT LEAST two ~~shall~~ MEMBERS MUST be residents of southwestern Colorado. The board members from southwestern Colorado shall reside in Archuleta, Dolores, La Plata, Montezuma, or San Juan county, OR ON THE UTE MOUNTAIN UTE OR SOUTHERN UTE RESERVATION.

(3) The ~~eighth~~ TENTH office ~~shall~~ MUST be filled by an elected member of the student body of Fort Lewis college who is a full-time junior or senior student at Fort Lewis college. The term of said elected office ~~shall be~~ is one year, beginning August 1, 2002, and beginning August 1 each year thereafter. The elected student office ~~shall be~~ is advisory, without the right to vote.

(4) The ~~ninth~~ ELEVENTH office ~~shall~~ MUST be filled by an elected member of the faculty at large of Fort Lewis college elected by other members of the faculty at large for a term of two years, beginning August 1, 2002, and beginning August 1 ~~each~~ EVERY OTHER year thereafter. The elected faculty office ~~shall be~~ is advisory, without the right to vote.

**SECTION 2. Safety clause.** The general assembly hereby finds, determines, and declares that this act is necessary for the immediate preservation of the public peace, health, or safety.

Approved: March 24, 2020